

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF MISSISSIPPI
OXFORD DIVISION

MISEMER PHARMACEUTICALS, INC.

PLAINTIFF

vs.

Civil No. 3:21-cv-00107-GHD-RP

VIRTUS PHARMACEUTICALS, LLC

DEFENDANT

VIRTUS PHARMACEUTICALS, LLC

COUNTERCLAIMANT

vs.

MISEMER PHARMACEUTICALS, LLC;
ARUN KAPOOR


COUNTERCLAIM DEFENDANTS

ORDER GRANTING DEFENDANT'S MOTION TO DISMISS

Pursuant to an opinion issued this day, it is hereby ORDERED that:

- (1) the Defendant Virtus Pharmaceuticals, LLC's motion to dismiss [Doc. No. 83] is GRANTED;
- (2) the Plaintiff Misemer Pharmaceuticals, Inc.'s claims are DISMISSED WITH PREJUDICE; and
- (3) Virtus Pharmaceuticals, LLC's counterclaims shall PROCEED.

SO ORDERED, this, the 25th day of April, 2023.



SENIOR U.S. DISTRICT JUDGE